



US Army Corps
of Engineers
Memphis District

Public Notice

REPLY TO ATTN: Roger Allan
U.S. Army Corps of Engineers
167 North Main Street, Room B-202
Memphis, Tennessee 38103-1894
Telephone: (901) 544-3682
Fax (901) 544-0211
Email: Roger.S.Allan@usace.army.mil
POSTMASTER PLEASE POST UNTIL:

PUBLIC NOTICE NO:
MVM-2004-252 (RSA)

PUBLIC NOTICE DATE:
May 7, 2004

EXPIRATION DATE:
June 7, 2004

Joint Public Notice
Corps of Engineers
and
State of Tennessee

AUTHORITY: Pursuant to 33 CFR 325, as published in the Federal Register dated November 13, 1986, this notice announces an application submitted for a Department of the Army permit under Section 404 of the Clean Water Act and Section 10 of the Rivers and Harbors Act of 1899.

APPLICANT: Rickey Ferguson
Choctaw Transportation Co., Inc.
P.O. Box 585
Dyersburg, Tennessee 38025
(731) 285-4664

LOCATION: The project is located on the left descending bank of the Mississippi River at approximate River Mile 880.10 in Lake County, Tennessee, at approximate latitude 36° 28' 02" and longitude 89° 30' 52" on the Point Pleasant, MO-TN-KY, 7.5 minute quadrangle map.

PURPOSE: The purpose of the project is to construct a ramp for unloading barges. Additionally, up to 16 barges will be fleetied at this location while barges are being unloaded.

DESCRIPTION OF WORK: The applicant proposes to grade the bank to a 5h:1v slope from top bank to elevation 252.64 (low water) to construct a 20-foot wide ramp; the total width of the project area is approximately 200 feet at its widest point (see attached drawing). After excavation, bank paving will be replaced with approximately 1,000 tons of 1.5-foot thick, 125-pound riprap. The ramp will be capped with dense grade limestone to allow truck traffic. A temporary unloading barge would be present at the end of the ramp only while the site is in use. All excavated material will be placed above top bank in the work area. No wetlands will be impacted by this project.

Additionally, a barge fleetie area would be established approximately 500 feet downstream of the ramp. Up to 16 barges would be moored at this location while barges were being unloaded. Barges would be secured with head and stern lines to existing trees, and an attending towboat would be on site at all times while barges were fleetied at this location.

WATER QUALITY CERTIFICATION: By copy of this public notice, the applicant is requesting water quality certification from the Tennessee Department of Environment and Conservation, Division of Water Pollution Control that the activity will comply with applicable requirements set forth in 33 U.S.C. and 1341(a)(1) of the Clean Water Act and all State laws and regulations promulgated pursuant thereto. This certification or evidence of this water quality certification or waiver of the right to certify must be submitted prior to the issuance of a Corps of Engineers permit. Commentors are requested to also furnish a copy of their comments to the Tennessee Department of Environment and Conservation, Division of Water Pollution Control (TDEC), at (615) 532-0713 or in writing at TDEC 7th Floor L. & C. Annex Building, 401 Church Street, Nashville, Tennessee 37243-1534. The Department will consider all relative comments in the decision to grant or deny water quality certification for the proposed activity. The applicant is also encouraged to contact the offices of TDEC at the above telephone number or address for information on permit processing fees and TDEC's potential need for additional information not found in this notice. The Corps of Engineers' evaluation of the impact of the activity on the public interest will include application of the guidelines promulgated by the Administrator, EPA, under authority of Section 404(b) of the Clean Water Act.

ENDANGERED SPECIES: No endangered or threatened species, or their critical habitat, are known to exist in the project area. This application is being coordinated with the U.S. Fish and Wildlife Service. Any comments they may have regarding endangered or threatened wildlife or plants, or their critical habitat, will be considered in our evaluation of the described work.

CULTURAL RESOURCES: The Memphis District will evaluate information provided by the State Historic Preservation Officer and the public in response to this public notice and we may conduct or require a reconnaissance survey of the project area.

FLOOD PLAIN: In accordance with 44 CFR Part 60 (Flood Plain Management and Use), participating communities are required to review all proposed development to determine if a flood plain development permit is required. Flood plain administrators should review the proposed public notice and apprise this office of any flood plain development permit requirements.

PUBLIC INTEREST REVIEW: The purpose of this public notice is to advise all interested parties of the activities for which a permit is sought and to solicit comments and information necessary to evaluate the probable impact on the public interest.


The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered, including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

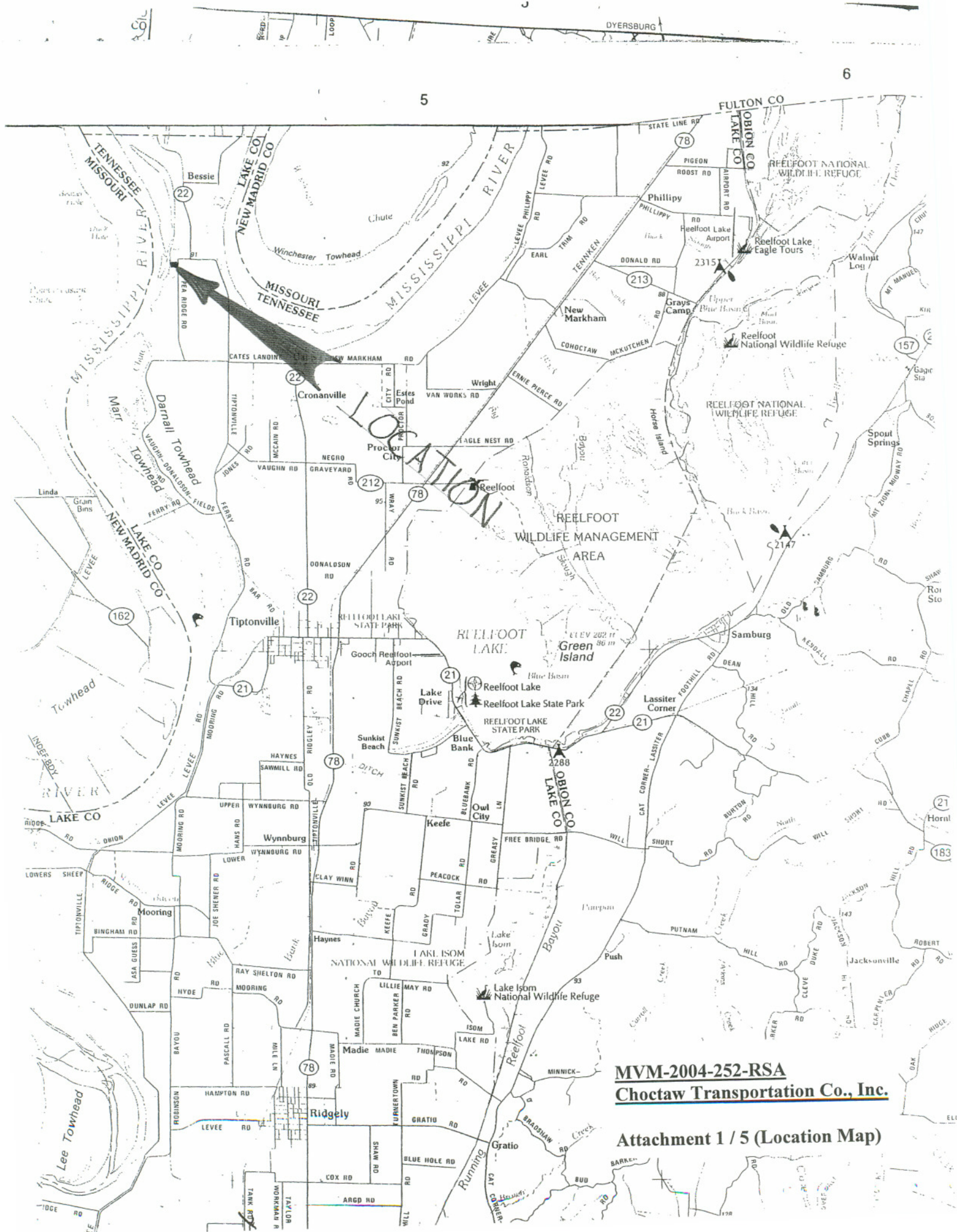
PUBLIC HEARING: Any person may request, in writing, within the comment period specified in this notice that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reason for holding a public hearing. The District Engineer will determine if the issues raised are substantial and whether a hearing is needed for making a decision.

COMMENTS OR REQUEST FOR ADDITIONAL INFORMATION: If you wish to obtain additional information or to submit comments on the application, please contact Roger Allan at the U.S. Army Corps of Engineers, 167 North Main Street, Room B-202, Memphis, Tennessee 38103-1894, telephone (901) 544-3682. Copies of all comments, including the names and address of commenters, may be provided to the applicant for consideration and response prior to a decision by the Corps.

Comments should be received by June 7, 2004.

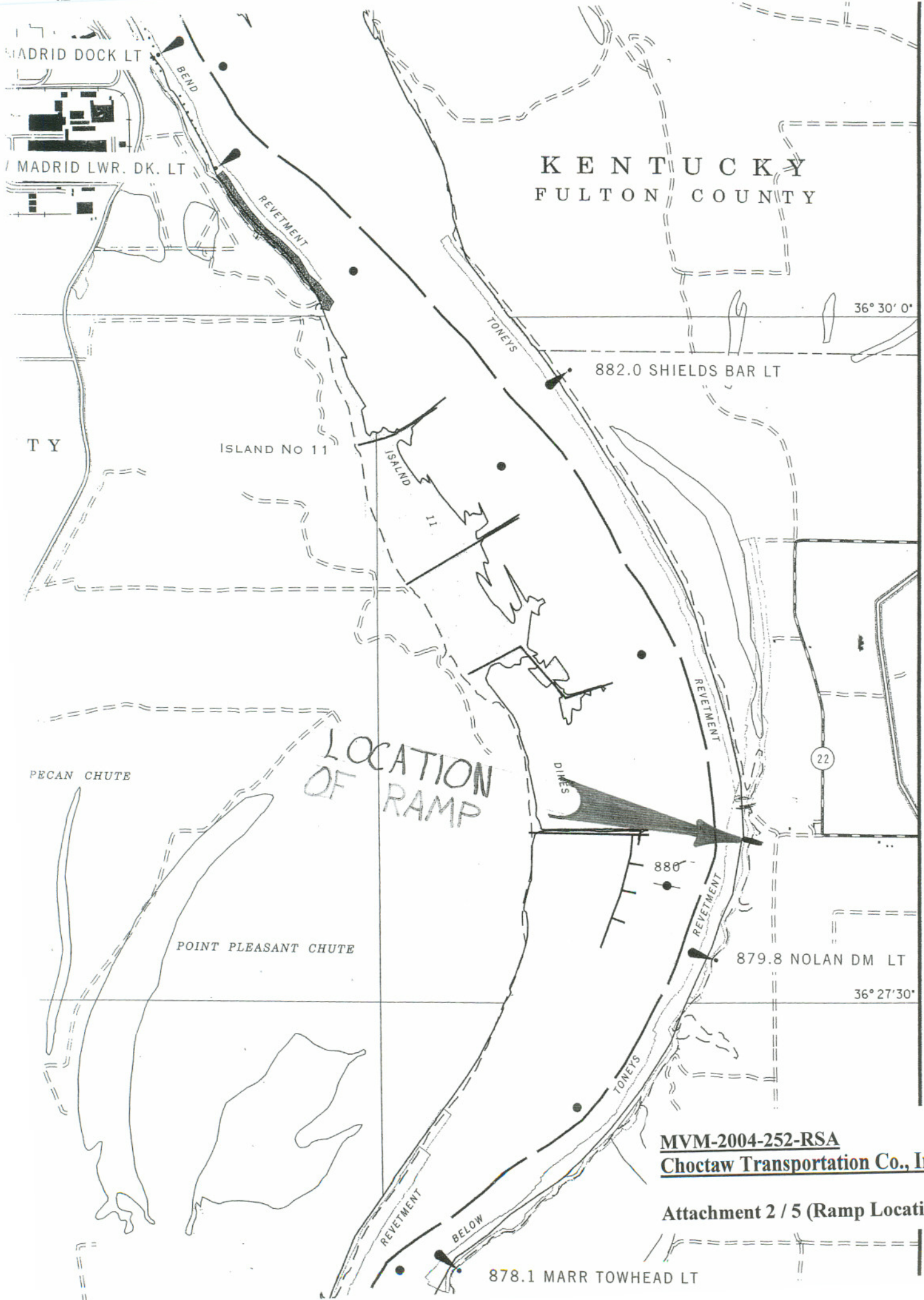

for Larry D. Watson
Chief
Regulatory Branch

Attachments



MVM-2004-252-RSA
Choctaw Transportation Co., Inc.

Attachment 1 / 5 (Location Map)



KENTUCKY
FULTON COUNTY

36° 30' 0"

882.0 SHIELDS BAR LT

ISLAND NO 11

ISLAND
11

TY

PECAN CHUTE

POINT PLEASANT CHUTE

LOCATION
OF
RAMP

DINES

880

879.8 NOLAN DM LT

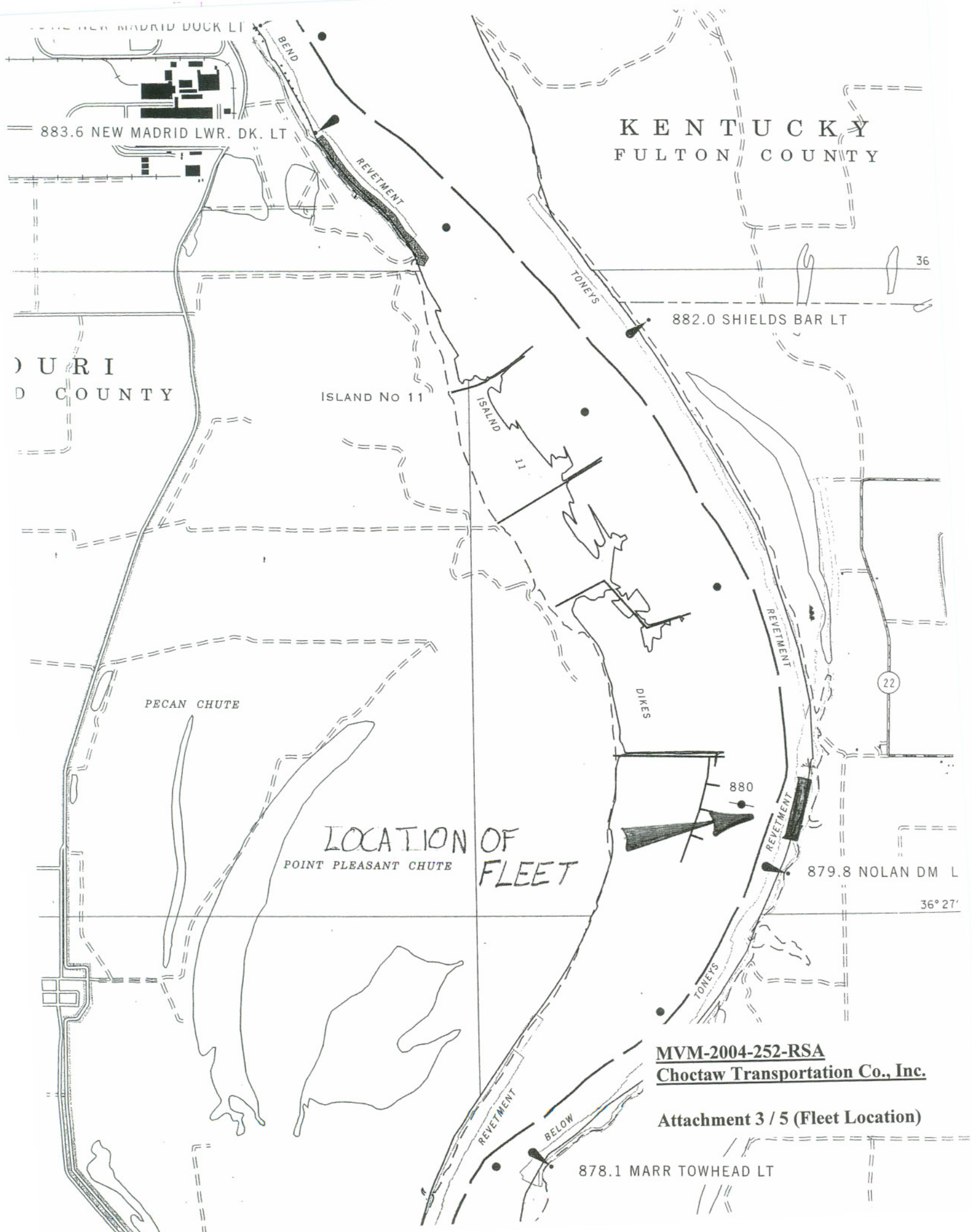
36° 27' 30"

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Choctaw Transportation Co., Inc.

Attachment 2 / 5 (Ramp Location)

878.1 MARR TOWHEAD LT

BELOW



KENTUCKY
FULTON COUNTY

DURI
D COUNTY

ISLAND No 11

PECAN CHUTE

LOCATION OF
POINT PLEASANT CHUTE
FLEET

882.0 SHIELDS BAR LT

880

879.8 NOLAN DM L

878.1 MARR TOWHEAD LT

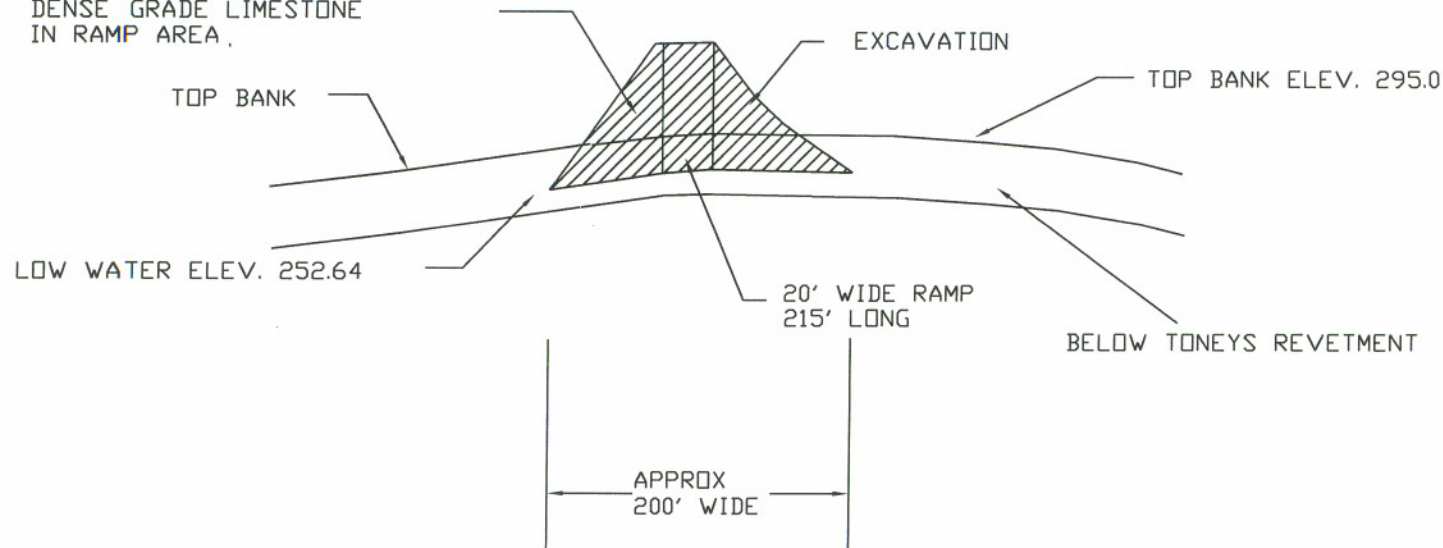
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Attachment 3 / 5 (Fleet Location)

NORTH

LAKE COUNTY TN.

BANK PAVING TO BE REPLACED WITH
1.5' THICK 125 LB. RIP RAP,
20' STRIP TO BE CAPPED WITH
DENSE GRADE LIMESTONE
IN RAMP AREA.

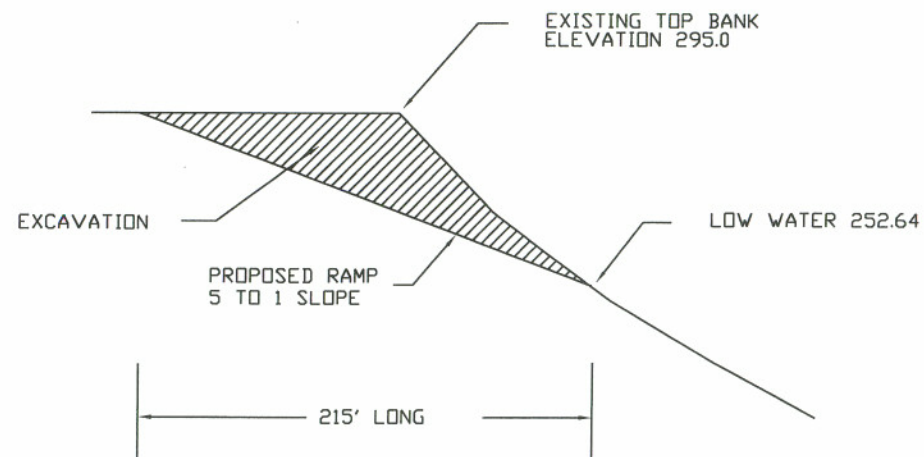


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Attachment 4 / 5 (Ramp Details)

BARGE UNLOADING FACILITY, PLAN VIEW
CHOCTAW TRANSPORTATION CO. 2 APRIL 04
MISSISSIPPI RIVER MILE 880.1
LAKE COUNTY TN.
SHEET 1 OF 2

LAKE COUNTY TN.



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Attachment 5 / 5 (Ramp Details)

BARGE UNLOADING FACILITY, SECTION VIEW
CHOCTAW TRANSPORTATION CO., 26-APRIL-04
MISSISSIPPI RIVER MILE 880.10
SHEET 2 OF 2